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	FORM	First Named Inventor	KENNEDY	
(to be used for all co	rrespondence after initial filing)	Art Unit		
		Examiner Name		
Total Number of Page	es in This Submission	Attorney Docket Number	6865-18	
	EN	NCLOSURES (Check all tha	at apply)	
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	ERMAN SENTERFITT ah E. Smith, Registration No	0. 50,488		
Signature	Smith			
Date 1	2/24/03			-
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		e transmitted to the USPTO or deposited er for Patents, Washington, DC 20231 on		vith sufficient postage
Typed or printed	Sarah E. Smith			
Signature	1 28 Sma	200	Date 12	124/03

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

Signature

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re Application of KENNEDY et al.

Application No. 10/635,630

Examiner:

Filed: August 6, 2003

Group Art Unit:

For: MASSAGE DEVICE

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR §1.97(b)

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents,

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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to the Duty to Disclose under 37 C.F.R. §1.56, the references cited on the accompanying forms PTO/SB/08A are hereby brought to the attention of the Examiner for independent evaluation. In accordance with the Rules in effect for applications filed after June 30, 2003, copies of U.S. patents and/or patent application publications are not enclosed. The references were cited in an International Search Report prepared by the European Patent Office on a corresponding PCT application. A copy of the Search Report enclosed. U.S. Patent No. 6,338,170 was previously cited in an Information Disclosure Statement dated November 21, 2003.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application.

Applicants do not waive any right to take any action that would be appropriate to

antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicants respectfully request that the listed documents be considered by the Examiner and made of record in the present application and that an initialed copy of forms PTO/SB/08A be returned in accordance with MPEP §609.

Certification

This Statement is being filed prior to the issuance of the first Office Action on the merits for the present application, and this paper is thus submitted in accordance with 37 CFR §1.97(b). In view of this certification, a fee is not required for consideration of these documents. Nevertheless, should a fee be deemed to be due by the Commissioner, such fee should be charged to Deposit Account No. 50-0951.

Dated: 12/24/03

Respectfully submitted,

Mark D. Passler Registration No. 40,764

Sarah E. Smith

Registration No. 50,488

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Tel: 561-653-5000

Docket No. 6865-18

PTO/SB/08A (04-03)

Approved for use through 04/30/2003. OMB 0651-0031
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Substitute for form 1449/PTO

Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	10/635,630			
Filing Date	08/06/2003			
First Named Inventor	KENNEDY	. *		
Art Unit				
Examiner Name				
Attorney Docket Number	6865-18			

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Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ^{2 (f known)}	· · · · · · · · · · · · · · · · · · ·		. Figures Appear
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